

STATE OF MAINE  
PUBLIC UTILITIES COMMISSION

Docket No. 2000-1039

April 24, 2001

BANGOR HYDRO-ELECTRIC COMPANY  
Request for Approval of Special Rate  
Contract with Hannaford Bros. Co.

SUPPLEMENTAL  
ORDER

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

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## **SUMMARY OF DECISION**

By this Order, we grant final approval of a Customer Service Agreement (CSA) between Bangor Hydro-Electric Company (BHE or the Company) and Hannaford Bros. Co. (Hannaford).

## **DISCUSSION AND DECISION**

On December 29, 2000, BHE filed with this Commission a proposed CSA with Hannaford. On January 17, 2001, this CSA was allowed to go into effect temporarily but no finding was made regarding its reasonableness. In its Order, the Commission indicated that it would keep the docket open in order to allow the reasonableness of the contract to be considered under a more thorough review of its terms. On January 4, 2001, the Company filed additional information in support of its filing. On February 1, 2001, a technical conference was held to further discuss the contract and on February 15, 2001, BHE filed responses to the data requests asked at the technical conference.

We have since conducted a review of the contract terms as well as the additional material filed by BHE regarding the cost of Hannaford's alternative to taking service from BHE and its cost for generation supply. Based on our review, we have determined that this CSA is reasonable. Therefore, we grant final approval of this contract pursuant to 35-A M.R.S.A. § 703(3-A).

Dated at Augusta, Maine, this 24th day of April, 2001.

BY ORDER OF THE COMMISSION

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Dennis L. Keschl  
Administrative Director

COMMISSIONERS VOTING FOR:      Welch  
   Nugent  
   Diamond

## NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Civil Procedure, Rule 73, et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.